

AN ACT

relating to the prevention of automobile burglary and theft.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 6, Article 4413(37), Revised Statutes, is amended by adding Subsections (j) and (k) to read as follows:

(j) The authority shall:

(1) develop and use standard performance measures for each category of grants provided by the authority in order to assess grantee success in achieving the purposes of this article; and

(2) ensure that grants are used to help increase:

(A) the recovery rate of stolen motor vehicles;

(B) the clearance rate of motor vehicle burglaries and thefts; and

(C) the number of persons arrested for motor vehicle burglary and theft.

(k) The authority shall allocate grant funds primarily based on the number of motor vehicles stolen in, or the motor vehicle burglary or theft rate across, the state rather than based on geographic distribution.

SECTION 2. Section 7(a), Article 4413(37), Revised Statutes, is amended to read as follows:

(a) The authority shall develop and implement a plan of operation. The plan of operation must be updated biennially and filed with the legislature on or before December 1 of each

1 even-numbered year.

2 SECTION 3. Section 9(a), Article 4413(37), Revised
3 Statutes, is amended to read as follows:

4 (a) The Department of Public Safety may administer
5 [~~authority shall develop~~] a statewide motor vehicle registration
6 program [~~to be administered by the Department of Public Safety~~].
7 This section applies only if the Department of Public Safety
8 administers the program.

9 SECTION 4. Section 9, Article 4413(37), Revised Statutes,
10 is amended by adding Subsection (h) to read as follows:

11 (h) The Department of Public Safety shall collect data
12 regarding theft rates and types of motor vehicles enrolled in the
13 program, the recovery rate for stolen motor vehicles enrolled in
14 the program, and the clearance rate of burglaries and thefts of
15 motor vehicles enrolled in the program.

16 SECTION 5. Section 10, Article 4413(37), Revised Statutes,
17 is amended by amending Subsection (b) and adding Subsection (e) to
18 read as follows:

19 (b) An insurer shall pay to the authority a fee equal to \$2
20 [\$1] multiplied by the total number of motor vehicle years of
21 insurance for insurance policies delivered, issued for delivery, or
22 renewed by the insurer. The fee shall be paid not later than:

23 (1) March 1 of each year for a policy issued,
24 delivered, or renewed from July 1 through December 31 of the
25 previous calendar year; and

26 (2) August 1 of each year for a policy issued,
27 delivered, or renewed from January 1 through June 30 of that year.

1 (e) Fifty percent of each fee collected under Subsection (b)
2 may be appropriated only to the authority for the purposes of this
3 article.

4 SECTION 6. Sections 6(j) and (k), Article 4413(37), Revised
5 Statutes, as added by this Act, apply only in relation to a grant
6 for which the notice of funds availability or of funding
7 opportunity is made public on or after the effective date of this
8 Act.

9 SECTION 7. The changes in law made by Section 10, Article
10 4413(37), Revised Statutes, as amended by this Act, apply only to an
11 insurance policy issued, delivered, or renewed on or after the
12 effective date of this Act. An insurance policy issued, delivered,
13 or renewed before the effective date of this Act is governed by the
14 law in effect on the date the insurance policy was issued,
15 delivered, or renewed, and the former law is continued in effect for
16 that purpose.

17 SECTION 8. This Act takes effect September 1, 2011.

H.B. No. 1541

David Newkirk

President of the Senate

Joe Straus

Speaker of the House

I certify that H.B. No. 1541 was passed by the House on April 21, 2011, by the following vote: Yeas 147, Nays 1, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1541 on May 27, 2011, by the following vote: Yeas 112, Nays 28, 2 present, not voting.

Robert Hanes

Chief Clerk of the House

I certify that H.B. No. 1541 was passed by the Senate, with amendments, on May 24, 2011, by the following vote: Yeas 30, Nays 0.

Patricia Spaw

Secretary of the Senate

APPROVED: _____

Date

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4 PM O'CLOCK

JUN 17 2011
Patricia Spaw
Secretary of State